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FROM: Charles B. Cappellari
Gen-Probe Incorporated
10210 Genetic Center Drive
San Diego, California 92121
Phone No. (858) 410-8927
Facsimile No. (858) 410-8928

TO: Examiner: Schmidt, M.
Group 1635

U.S. Patent & Trademark Office

Facsimile No. (703) 872-9306

Number of pages (including this cover page): 5

In re Patent Application of:

BECKER *et al.*

Serial No. 09/808,558

Filed: March 14, 2001

Title: MODIFIED OLIGONUCLEOTIDES AND
METHODS FOR DETERMINING THE
PRESENCE OF A NUCLEIC ACID
ANALYTE IN A SAMPLE

Group Art Unit: 1635

Examiner: Schmidt, M.

Atty. Docket No. GP068-05.CN3

Confirmation No. 3920

Date: January 22, 2003

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Transmitted herewith:

1. Amendment & Response to Restriction Requirement (3 pgs.) and
2. Marked-Up Version of Amendments (1 pg.).

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence (and any referred to as attached) is being sent by facsimile to 703-872-9306 on the date indicated below to Box Non-Fee Amendment, Commissioner for Patents, Washington, D.C. 20231.

Date: January 22, 2003

By:

Charles B. Cappellari, Reg. No. 40,937

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of:

BECKER *et al.*

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AMENDMENT & RESPONSE TO RESTRICTION REQUIREMENT

Box Non-Fee Amendment
Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Examiner's Restriction Requirement mailed on January 14, 2003, kindly enter the following amendments and consider the following remarks in connection with the above-captioned application.

Amendments

IN THE CLAIMS:

Kindly substitute the following claims:

451. (Amended) The method of claim 441, wherein the nucleic acid analyte comprises RNA.

452. (Amended) The method of claim 451, wherein the nucleic acid analyte comprises ribosomal RNA.